

AFTER ACTION AGENDA

REGULAR CITY COMMISSION MEETING MONDAY, APRIL 15, 2013 6:30 P.M.

**DELTONA COMMISSION CHAMBERS
2345 PROVIDENCE BLVD.
DELTONA, FLORIDA**

AGENDA

1. **CALL TO ORDER**
2. **ROLL CALL - CITY CLERK**
3. **INVOCATION AND PLEDGE TO THE FLAG:**
 - A. **Invocation Presented by Commissioner Herzberg – Lead Pastor Brad Stephenson from Deltona Missionary Alliance Church, 921 Deltona Blvd., Deltona, FL.**
4. **APPROVAL OF MINUTES & AGENDA:**
 - A. **Approval of Minutes - Regular City Commission Meeting of April 1, 2013.**

After discussion, the Commission voted unanimously to approve the minutes of the Regular City Commission Meeting of April 1, 2013 as presented.
 - B. **Additions or Deletions to Agenda.**

After discussion, the Commission concurred to pull Agenda Items 10-A through 10-C for further discussion at a workshop.
5. **PRESENTATIONS/AWARDS/REPORTS:**
 - A. **Presentation – William S. Harvey Deltona Scholarship Award Certificates.**
 - B. **Presentation – Love Your Heart 5K, Presented by Final Mile Race Management.**
 - C. **Presentation of Inductees to the Wall of Fame.**

D. Presentation - Quarterly Reports of City Advisory Boards/Committees.

E. Presentation of a check from the Firefighter's Foundation to Taino Boxing for all their good work.

**6. PUBLIC FORUM – Citizen comments for items not on the agenda.
(4 minute maximum length)**

CONSENT All items marked with an * will be considered by one motion unless removed
AGENDA: from the Consent Agenda by a member of the City Commission. If an item is removed for clarification only, it will be discussed immediately following action on the Consent Agenda. If an item is removed for further discussion, it will be discussed under New Business immediately following the last listed item.

7. CONSENT AGENDA:

***A. Request for approval for the purchase and installation of a Fuel Tank and Fuel Monitoring Systems.**

The Commission approved a budget item for the purchase of a fuel tank to be installed at Public Works similar to the type that was installed at Station 65 during construction.

The intent is to ensure that City vehicles will have a steady stream of fuel during emergencies and to decrease overall costs associated with purchasing fuel commercially by buying fuel in bulk via contracted pricing. Purchasing requested quotes for companies to provide the tank. The lowest quote was received from Metal Products for \$19,495 for a FlameShield double walled 10,000 gallon tank. The City can purchase the tank direct from the manufacturer as an owner direct purchase providing sales tax savings.

Along with the tank staff would like to purchase the same fuel management system as was approved in the 2012/2013 budget for Station 65. The fuel management system will provide better accountability and reduce the possibility of theft. FuelMaster has a contract with NJPA (National Joint Powers Alliance) which is a cooperative purchasing group that offers members contract purchasing solutions that are leveraged nationally. Guardian Fueling Technologies is authorized to sell the FuelMaster System and provide NJPA contract pricing. The cost for the fuel management system at Public Works is \$8910.05. The cost for the fuel management system at the Fire Department is \$14,139.20. Guardian Fueling Technologies installs the tanks and the fuel management systems. Their cost for installation, parts, equipment, permitting and recording and service and start up is \$65,738.

The total budgeted for all of the above items is \$123,000. The total cost will be \$108,282.20.

Approved by Consent Agenda - to approve the purchase of a fuel tank, fuel monitoring systems for both Public Works and the Fire Department and installation by Guardian Fueling Technologies at a total cost of \$108,282.20.

B. Resolution No. 2013-10, Expansion of the Volusia County TPO Planning Area to include portions of Flagler County.

The Volusia Transportation Planning Organization (TPO) is a regional planning entity that is intended to provide local input with regard to the allocation of Federal transportation funds. Areas with a population of 50,000 or more are required by Federal law to be represented by a TPO. The Volusia TPO currently represents the Daytona Beach-Port Orange Urbanized Area and the Deltona Urbanized Area.

However, after the 2010 U.S. Census count, the Daytona Beach-Port Orange Urbanized Area grew to include areas within neighboring Flagler County, such as the majority of the City of Palm Coast. The new urbanized area is now referred to as the Palm Coast-Daytona Beach-Port Orange Urbanized Area and includes areas that are not located within the existing Volusia TPO planning area boundary. Therefore, in November of 2012 the Volusia TPO was noticed that it was required to adjust its planning boundary to include parts of Flagler County.

The inclusion of the Palm Coast/Flagler County area is discussed in detail in the Planning Area Boundary Adjustment and Membership Reapportionment Plan (see attached) provided by the Volusia TPO. The recommendation of the Plan is that approximately 113 square miles of Flagler County, including the majority of the incorporated limits of Palm Coast, a portion of the incorporated limits of the City of Bunnell, and a portion of unincorporated Flagler County, be included within the Volusia TPO planning area. Thus, the Volusia TPO is requesting that each current TPO local government member support the Reapportionment Plan to bring in the subject portion of Flagler County into the Volusia TPO planning area.

After discussion, the Commission concurred to adopt Resolution No. 2013-10 that supports the Volusia Transportation Planning Organization Planning Area Boundary and Membership Reapportionment Plan to expand the Metropolitan Planning area boundary and to reapportion the voting membership of the Volusia Transportation Planning Organization.

8. ORDINANCES AND -PUBLIC HEARINGS:

A. Ordinance No. 02-2013, amends Chapter 102, Signs, and Chapter 70-30, Definitions, of the Code of Ordinances, to provide for amendments to Changeable Copy Signs and associated support definitions, at second and final

reading.

In June 2012, the City Commission adopted a new Sign Code through Ordinance No. 04-2012 as Chapter 102 of the Code of Ordinances. Within the amendment to Chapter 102, Section 102-102 was created to include Changeable Copy Signs as permissible signs for non-residential uses. Section 102-102(3) addresses electronic changeable copy display criteria. The proposed amendment is to alter the criteria in Chapter 102, Signs, and in Chapter 70-30, Definitions, as follows:

Chapter 102, Signs.

Section 102-1. Purpose and intent.

(a) The intent of this chapter is to ensure adequate means of communication through signage, while maintaining the attractive visual appearance within the City. By specifying criteria for all signage as stated herein, this chapter is intended to serve the following purposes.

(8) The full face of signs may be illuminated subject to the brightness standard established under section 102-102(a)(3)ef.

Section 102-3. Prohibited Signs.

(6) Signs with visible moving, revolving, or rotating parts or visible mechanical movement of any description or other apparent visible movement achieved by electrical, electronic, or mechanical means, except for traditional barber poles and digital electronic changeable copy signs.

Section 102-102. Changeable copy signs.

(3) Electronic changeable copy display shall be subject to all applicable provisions within this section and Chapter as well as the following requirements:

a. The display screen shall be located on a lot, outside of public rights-of-way, along ~~allowed only on~~ arterial roadway frontages as described in the City of Deltona ~~e~~Comprehensive ~~p~~Plan, and shall not be oriented toward the vicinity of or directly face property used, planned, or zoned for residential purposes.

b. ~~The display screen must be integral to the design of the sign structure and shall not be the dominant element.~~ Any message or picture displayed shall be static in nature and shall not project continuous scroll, blink, flicker, flash, scintillate, or be otherwise animated, except for on digital electronic changeable copy signs. Transitions from one static image to the next shall appear to be instantaneous.

c. Copy change of the display screen shall not be more frequent than once per two (2) 4 seconds. The use of background animation is allowed on digital electronic changeable copy signs where the foreground of the sign displays static images prior to transitioning to another static foreground image. Transitions from one static foreground image to another may also display frame effects that last no longer than two (2) seconds. The use of flashing, foreground animation, and full motion video on such signs is prohibited.

~~*d. Any message or picture displayed shall be static in nature and shall not project continuous scroll, blink, flicker, flash, scintillate, or be otherwise animated. Transitions from one static image to the next shall appear to be instantaneous.*~~

de. All electronic changeable copy signs shall come equipped with automatic dimming technology that automatically adjusts the sign's brightness in direct correlation with ambient light conditions.

ef. No electronic changeable copy sign shall exceed a brightness level of 0.3 foot candles above ambient light, as measured using a foot candle (Lux) meter at a preset distance depending on sign area, measured from a measuring distance calculated with the following formula: The square root of the product of the sign area multiplied by one-hundred.

Chapter 70-30, Definitions.

Changeable copy sign: Any sign that is designed so that characters, letters or illustrations can be changed or rearranged without altering the face or the surface of the sign that also includes digital electronic changeable copy signs.

Electronic message center: a changeable copy face, lighted sign that flashes, moves and/or flashes to create an illusion of movement for the purposes of advertising, promotion or attention-getting, with or without copy (Similar to "Scoreboard or digital electronic changeable copy sign.")

Frame effect: a visual effect on an electronic message center applied to a single frame to transition from one message to the next.

Full animation: The use of movement or some element thereof, to depict action or create a special effect or scene across the entire face of a sign and is also known as "background animation."

Finally, the Planning and Zoning Board met on March 20, 2013, to review the ordinance and voted unanimously to recommend that the City Commission approve Ordinance No. 02-2013.

After discussion, the Commission voted unanimously to approve Ordinance No. 02-2013, amendments to Chapter 102, Signs, and to Chapter 70-30, Definitions, of the Code of Ordinances, to provide for amendments to Changeable Copy Signs and associated support definitions, at second and final reading.

9. OLD BUSINESS:

10. NEW BUSINESS:

A. Resolution No. 2013-04, expressing support for the ECHO Grant application for the football field at Dwight Hawkins Park.

Dwight Hawkins Park - Football Field Project - This Park is named after the first Recreation Director hired by the Mackle Brothers to promote development of the Deltona area. The Park is situated on 9 acres at the corner of Courtland Blvd and Riverhead Drive in Commission District 1. The existing amenities at the Park include: unimproved ballfields, a pavilion, a covered climbing area, a playground, a newly re-constructed basketball court, a picnic area and a small restroom building. The application for the ECHO Grant funding includes taking the unimproved field area and constructing a football field; complete with turf, Musco Sports lighting, fencing, bleachers and an improved restroom facility. The changes for the restroom facility consist of making it ADA compliant. These new facilities will be in addition to the existing improvements that are already in use at the Park.

The ECHO grant funds will be used to purchase and install the turf, lighting equipment, fencing, bleachers and restroom facilities. The City's matching funds will be used to provide site preparation, and remaining costs associated with the purchase and installation of the amenities.

The total project construction estimate is \$358,000, of this we are submitting an ECHO grant application for \$179,000 and propose the other \$179,000 come from undesignated reserve funds. The City would also have to pay for the Design/Survey and Permitting as ECHO will not pay these costs or allow these costs to be used for City Match.

Item was pulled from the agenda.

B. Resolution No. 2013-05, expressing support for the ECHO Grant application for the softball fields at Manny Rodriguez Park.

Manny Rodriguez Park - Softball Fields Project - This Park was named after Mr. Rodriguez who was a long-time supporter of Parks and Recreation activities from the Hispanic Community of Deltona. The Park is situated on 6 acres in Commission District 4. The existing amenities at the Park include: a grass multi-purpose field with a small backstop (approximately 2-1/2 acres, that residents can use to play baseball, softball or football), a pavilion, a small playground (for children up to 10 years old), a basketball court, picnic area and a small restroom facility. If the ECHO grant is approved, the City will take the unimproved field area and create two softball fields, complete with turf, Musco Sports lighting, fencing, bleachers and an improved restroom facility, which will be ADA compliant.

The ECHO grant funds will be used to purchase and install the turf, lighting equipment, fencing, bleachers and restroom facilities. The City's matching funds

will be used to provide the surveys, site preparation, and remaining costs associated with the purchase and installation of the amenities.

The total project construction estimate is \$751,500, of this, we are submitting an ECHO grant application for \$375,750 and propose the other \$375,750 come from undesignated reserve funds. The City would also have to pay for the Design and Permitting costs due to the fact that the ECHO grant program will not pay these costs or allow these costs to be utilized as City Match.

Item was pulled from the agenda.

C. Resolution No. 2013-06, expressing support for the ECHO Grant application for the Veterans Museum expansion project.

Veterans Museum Expansion Project - The City, in conjunction with area Veterans' organizations, has dedicated this site to those service men and women that have served their Country in the past and present. This property of 5.6 acres is located at 1921 Evarad Avenue (at the corner of Elkcam Blvd and Evarad Ave, just south of Providence Blvd.) in Commission District 5. Currently at the park there is an exhibit building, a large ADA Compliant picnic pavilion and a restroom facility. The current exhibit building is 3,000 square feet and too small to host student classroom tours bigger than about 15-18 children. The Veterans Community Education Partnership for West Volusia Inc hosts 40-50 classroom size events over the course of any given year. The room for people to walk around and view the exhibits inside the museum is getting smaller every year, as more and more families of deceased veterans are donating their artifacts to the museum. Monuments listing the names of those that have been lost in combat or are currently serving in the war in Iraq are on display, residents are encouraged to submit names to be added. The Veterans' Memorial Park is also the site for the Veterans' Day Remembrance Ceremony as well as a tribute for those lost during the September 11th terrorist attack.

At the Veterans Museum; if the ECHO grant is approved, the City of Deltona will take the existing museum and expand it by 3,000 square feet. This would include a larger exhibit/classroom space and an artifact preparation area. The proposed preparation area would be included in the tours given to school children and other groups as requested. This would be an opportunity for these groups to see what is done at the museum to prepare donated artifacts to be serviced, mounted and ready for display. These proposed facilities will be in addition to the existing improvements that are already in use at the Park. The ECHO grant funds will be utilized to construct an addition to the existing building, acquire and install the interior finishing materials. The City's matching funds will be used to provide the site preparation and remaining costs associated with the construction and installation of the finishing materials.

The total project construction estimate is \$800,000, of this we are submitting an ECHO grant application for \$400,000 and propose the other \$400,000 come

from undesignated reserve funds. The City would also have to pay for the Design and Permitting as ECHO will not pay these costs or allow these costs to be used for City Match.

Item was pulled from the agenda.

D. Discussion re: Acting City Manager's employment proposal.

At the Commission Workshop held on March 25, 2013 Mr. Denny passed out some information as it relates to his position as Acting City Manager and at the Regular Commission meeting held on April 1, 2013 he asked that if there were no objections from the Commission he would like to put the topic on the next Commission meeting agenda. If approved I would like the terms to be effective April 1, 2013.

After discussion, the Commission voted unanimously to approve the proposed agreement for the Acting City Manager benefits package until September 30, 2013.

11. CITY COMMISSION COMMENTS:

12. CITY ATTORNEY COMMENTS:

13. CITY MANAGER COMMENTS:

14. ADJOURNMENT:

NOTE: If any person decides to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

Individuals with disabilities needing assistance to participate in any of these proceedings should contact the City Clerk Joyce Raftery 48 hours in advance of the meeting date and time at (386) 878-8500.